

In re Appln. Of: David Layden et al.  
Application No.: 10/031,815

**REMARKS**

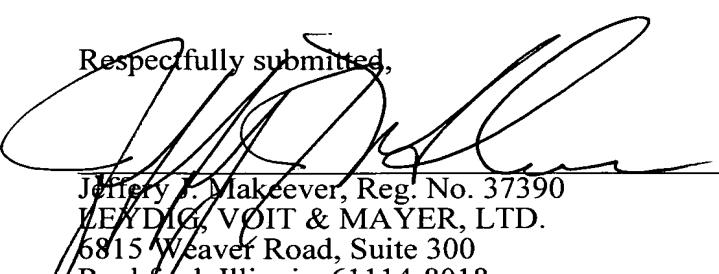
In response to the requirement for Restriction dated March 28, 2005, the applicants respectfully submit that this requirement for restriction was issued in error in view of the Preliminary Amendment filed January 17, 2002, canceling claims 28-59 (misnumbered as 58). Reconsideration of this requirement for restriction and examination of claims 1-27 remaining pending in this application after entry of the Preliminary Amendment are respectfully solicited.

Specifically, the applicants filed a Preliminary Amendment to cancel claims 28-59 (misnumbered as 58) on January 17, 2002. An analysis of the online private PAIR website indicates that the Preliminary Amendment was entered. Indeed, a search of the Image File Wrapper for this application reveals that this Preliminary Amendment is available and has been entered by the U.S. Patent and Trademark Office. As such, the applicants respectfully submit that requiring restriction in this application is moot in view of the cancellation of the claims identified by the Examiner as existing in Groups II and III. Since only claims 1-27 remain pending in this application, the applicants respectfully submit that no election thereof is necessary.

In view of the above the applicants respectfully request examination of claims 1-27 at an early date. Consideration of these claims and indication of their allowance at an early date are respectfully solicited.

If the Examiner believes that a telephonic conversation will aid in the resolution of any issues not resolved therein, the Examiner is invited to contact the applicants attorney at the telephone number listed below.

Respectfully submitted,

  
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Date: April 1, 2005